

Docket No.  
20784/3

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**NOVEL EFFECTORS OF DIPEPTIDYL PEPTIDASE IV**

the specification of which  
(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as United States Application No. or PCT International  
Application Number \_\_\_\_\_  
and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

\_\_\_\_\_  
(Number)

\_\_\_\_\_  
(Country)

\_\_\_\_\_  
(Day/Month/Year Filed)

☐

\_\_\_\_\_  
(Number)

\_\_\_\_\_  
(Country)

\_\_\_\_\_  
(Day/Month/Year Filed)

☐

\_\_\_\_\_  
(Number)

\_\_\_\_\_  
(Country)

\_\_\_\_\_  
(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

_____ (Application Serial No.)	_____ (Filing Date)
_____ (Application Serial No.)	_____ (Filing Date)
_____ (Application Serial No.)	_____ (Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

DE 198 23 831.2 _____ (Application Serial No.)	MAY 28, 1998 _____ (Filing Date)	PENDING _____ (Status) (patented, pending, abandoned)
PCT/EP 99/03712 _____ (Application Serial No.)	MAY 28, 1999 _____ (Filing Date)	PENDING _____ (Status) (patented, pending, abandoned)
_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Mark A. Hofer, Reg. No. 30,068

John C. Serio, Reg. No. 39,023

Send Correspondence to: **Mark A. Hofer**  
**Brown Rudnick Freed & Gesmer**  
**One Financial Center**  
**Boston, MA 02111**

Direct Telephone Calls to: *(name and telephone number)*  
**Mark A. Hofer, (617) 856-8327**

Full name of sole or first inventor <b>Hans-Ulrich Demuth</b>	<i>H.-U. Demuth</i>	<b>13-11-00</b>
Sole or first inventor's signature		Date
Residence <b>Hegelstr. 14, 06114 Halle, Germany</b>		
Citizenship <b>German</b>		
Post Office Address <b>Hegelstr. 14, 06114 Halle, Germany</b>		

Full name of second inventor, if any <b>Konrad Glund</b>	<i>K. Glund</i>	<b>13.11.00</b>
Second inventor's signature		Date
Residence <b>Aralienstr. 10, 06122 Halle, Germany</b>		
Citizenship <b>German</b>		
Post Office Address <b>Aralienstr. 10, 06122 Halle, Germany</b>		

Full name of third inventor, if any <b>Dagmar Schlenzig</b>	<i>D. Schlenzig</i>	<i>15.11.00</i>
Third inventor's signature		Date
Residence <b>Hegelstr. 12, 06114 Halle, Germany</b>		
Citizenship <b>German</b>		
Post Office Address <b>Hegelstr. 12, 06114 Halle, Germany</b>		

Full name of fourth inventor, if any <b>Susanne Kruber</b>	<i>S. Kruber</i>	<i>16.11.00</i>
Fourth inventor's signature		Date
Residence <b>Reilstr. 9, 06114 Halle, Germany</b>		
Citizenship <b>German</b>		
Post Office Address <b>Reilstr. 9, 06114 Halle, German</b>		

Full name of fifth inventor, if any	
Fifth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

**APPLICATION FOR PATENT (Small Entity Assertion)**

Docket No. 20784/3-CON-2

INVENTOR(S):

Demuth et al.

TITLE OF THE INVENTION:

*NOVEL EFFECTORS OF DIPEPTIDYL PEPTIDASE IV*

FILING DATE: HERewith

Serial Number (if known): UNKNOWN

MAIL STOP PATENT APPLICATION

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

**SMALL ENTITY ASSERTION**

Sir:

Applicant claims small entity status under 37 CFR 1.27 for the above-identified patent application.

Respectfully Submitted,



Date: December 2, 2003

---

John C. Serio, Reg. No. 39,023  
Attorney(s) for Applicant  
Brown Rudnick Berlack Israels LLP  
One Financial Center  
Boston, MA 02111  
Customer No 21710  
Tel: 617-856-8238  
Fax: 617-856-8201



MAY 09, 2002

PTAS

BROWN, RUDNICK, BERLACK ISRAELS LLP  
MARK A. HOFER, ESQ.  
ONE FINANCIAL CTR  
BOSTON, MA 02111

Under Secretary of Commerce For Intellectual Property and  
Director of the United States Patent and Trademark Office  
Washington, DC 20231  
www.uspto.gov



\*102022238A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 03/06/2002

REEL/FRAME: 012673/0628  
NUMBER OF PAGES: 2

BRIEF: CHANGE OF NAME (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

PROBIODRUG GESELLSCHAFT FUR  
ARZNEIMITTELFORSCHUNG MBH

DOC DATE: 12/12/2001

ASSIGNEE:

PROBIODRUG AG  
WEINBERGWEG 22/BIOZENTRUM  
D-06120 HALLE/SAALE, FED REP  
GERMANY

SERIAL NUMBER: 09155833 ✓  
PATENT NUMBER: 6303661

FILING DATE: 10/06/1998  
ISSUE DATE: 10/16/2001

SERIAL NUMBER: 09365404 ✓  
PATENT NUMBER: 6319893

FILING DATE: 08/02/1999  
ISSUE DATE: 11/20/2001

SERIAL NUMBER: 09723638 ✓  
PATENT NUMBER: 2074/3

FILING DATE: 11/28/2000  
ISSUE DATE:

SERIAL NUMBER: 09745776 ✓  
PATENT NUMBER:

FILING DATE: 12/22/2000  
ISSUE DATE:

012673/0628 PAGE 2

SERIAL NUMBER: 09745883 ✓  
PATENT NUMBER:

FILING DATE: 12/21/2000  
ISSUE DATE:

MAURICE CARTER, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS